

C. Alex Naegele (SBN 255887)
C. ALEX NAEGELE,
A PROFESSIONAL LAW CORPORATION
95 South Market Street, Suite 300
San Jose, CA, 95113
Telephone: (408) 995-3224
Facsimile: (408) 890-4645
Email: alex@canlawcorp.com

Attorney for Debtor/Appellant
LAURA GENS

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

In re:)	BK Case No. 15-53562-SLJ
)	
LAURA GENS)	Chapter 7
)	
Debtor.)	APPELLANT'S DESIGNATION OF
)	ITEMS TO BE INCLUDED IN RECORD
)	ON APPEAL
)	
)	

Appellant Laura Gens ("Appellant" or "Debtor") hereby designates, pursuant to Federal Rule of Bankruptcy Procedure ("FRBP") 8009, the following items below to be included in the record on appeal:

- 1) The docket entries kept by the bankruptcy clerk (i.e. the docket report) in this case (FRBP 8009(a)(4)(i)).
- 2) Appellant's designation of items to be included on the record identified by ECF number, below, including all attachments listed in sub-numbers (e.g. 50-1, 50-2, etc...) (FRBP 8009(a)(4)(ii)).
- 3) Appellant's Notice of Appeal (FRBP 8009(a)(4)(iii)).
- 4) The Order being appealed from (FRBP 8009(a)(4)(iv)).

- 5) All opinions and findings of fact and conclusions of law relating to issues on appeal, including transcripts of all oral rulings (FRBP 8009(a)(4)(vii)).
- 6) The transcripts ordered under FRBP 8010(a)(1) ((FRBP 8009(a)(4)(viii); and
- 7) Appellant's designation of record on appeal (i.e. this document).

FILING DATE	DOCKET NO.	TITLE
11/11/2015	1	Chapter 11 Voluntary Petition WITH CHAPTER 11 MEANS TEST, Fee Amount \$1717, Filed by Laura Gens. Order Meeting of Creditors due by 11/18/2015. (Fuller, Lars)
11/25/2015	17	Chapter 11 Plan of Reorganization <i>and</i> , Disclosure Statement <i>dated Nov. 25, 2015</i> Filed by Debtor Laura A. Gens. (Attachments: # 1 Certificate of Service) (Fuller, Lars)
01/25/2016	40	Motion to Convert Case to Chapter 7 Fee Waived, or in the alternative Motion to Dismiss Case Filed by U.S. Trustee Office of the U.S. Trustee / SJ (Attachments: # 1 Declaration of Greg Hartman # 2 Certificate of Service) (Hsu, Shining) (Entered: 01/25/2016)
02/10/2016	48	Brief/Memorandum in Opposition to <i>UST Motion to Dismiss or Convert</i> (RE: related document(s)40 Motion to Convert Case to Chapter 7, Motion to Dismiss Case). Filed by Debtor Laura A. Gens (Fuller, Lars) (Entered: 02/10/2016)
02/10/2016	49	Declaration of Attorney in Opposition of <i>UST Motion to Dismiss or Convert</i> (RE: related document(s)40 Motion to Convert Case to Chapter 7, Motion to Dismiss Case). Filed by Debtor Laura A. Gens (Attachments: # 1 Exhibit) (Fuller, Lars) (Entered: 02/10/2016)

02/10/2016	50	Declaration of Timothy Gens in Opposition of <i>UST Motion to Dismiss or Convert</i> (RE: related document(s)40 Motion to Convert Case to Chapter 7, Motion to Dismiss Case). Filed by Debtor Laura A. Gens (Attachments: # 1 Exhibit # 2 Exhibit # 3 Exhibit # 4 Exhibit # 5 Exhibit # 6 Exhibit) (Fuller, Lars) ERROR: PDF REFLECTS INCORRECT HEARING DATE. Modified on 2/11/2016 (myt). (Entered: 02/10/2016)
02/12/2016	52	Chapter 11 Plan of Reorganization <i>and</i> , Disclosure Statement <i>dated Feb. 11, 2016 [Proposed]</i> Filed by Debtor Laura A. Gens. (Attachments: # 1 Certificate of Service) (Fuller, Lars) (Entered: 02/12/2016)
03/02/2016	56	Motion to Compel <i>Acceptance of Mortgage Payment</i> Filed by Debtor Laura A. Gens (Attachments: # 1 Declaration of Debtor # 2 Exhibit 1) (Fuller, Lars) (Entered: 03/02/2016)
03/14/2016	60	Order Approving Disclosure Statement Aspects of Combined Plan And Disclosure Statement Dated Feb. 11, 2016 and Setting Hearing on Confirmation. (RE: related document(s)53 Notice of Hearing filed by Debtor Laura A. Gens). Confirmation Hearing scheduled for 4/7/2016 at 01:30 PM at San Jose Courtroom 3099 Johnson. Ballots due by 4/4/2016. Last day to object to confirmation is 3/31/2016. (no) (Entered: 03/15/2016)
03/23/2016		Hearing Held (related document(s): 40 Motion to Convert Case to Chapter 7 filed by Office of the U.S. Trustee/SJ) (Appearances: Shining Hsu for UST, Sam Taherian for debtor, Dean Rallis for WFB) for the reasons indicated on the record the motion is denied without prejudice (no order required/docket entry sufficient). (tb) (Entered: 03/24/2016)
03/30/2016	61	Objection to Confirmation of Plan <i>with Proof of Service</i> Filed by Creditor WELLS FARGO BANK, N.A. (Rallis, Dean) (Entered: 03/30/2016)
04/04/2016	67	Summary of Ballots Filed by Debtor Laura A. Gens (Fuller, Lars) (Entered: 04/04/2016)

04/05/2016	68	Brief/Memorandum in support of <i>Confirmation</i> (RE: related document(s)52 Chapter 11 Plan, Disclosure Statement). Filed by Debtor Laura A. Gens (Attachments: # 1 Declaration # 2 Declaration # 3 Declaration # 4 Declaration #5 Certificate of Service) (Fuller, Lars) (Entered: 04/05/2016)
04/07/2016	69	Objection (<i>Limited</i>) to Debtor's Motion to Compel Acceptance of Mortgage Payment (RE: related document(s)56 Motion to Compel). Filed by Creditor WELLS FARGO BANK, N.A. (Rallis, Dean) (Entered: 04/07/2016)
04/26/2016	73	Order Granting Motion To Compel (Related Doc # 56) (no) (Entered: 04/26/2016)
06/27/2016	79	Stipulated Protective Order (RE: related document(s)52 Chapter 11 Plan filed by Debtor Laura A. Gens, Disclosure Statement). (no) (Entered: 06/27/2016)
11/08/2016	114	Chapter 11 Plan of Reorganization <i>and</i> , Disclosure Statement <i>Dated November 4, 2016</i> Filed by Debtor Laura A. Gens. (Fuller, Lars) (Entered: 11/08/2016)
12/28/2016	130	Motion to Dismiss Case <i>or Convert Case to Chapter 7; Memorandum of Points and Authorities in Support Thereof</i> Filed by Creditor WELLS FARGO BANK, N.A. (Rallis, Dean) (Entered: 12/28/2016)
12/28/2016	134	Omnibus Request To Take Judicial Notice (RE: related document(s)130 Motion to Dismiss Case, 132 Motion Miscellaneous Relief). Filed by Creditor WELLS FARGO BANK, N.A. (Attachments: # 1 Exhibit 17# 2 Exhibit 812 # 3 Exhibit 1317 # 4 Exhibit 1819) (Rallis, Dean) (Entered: 12/28/2016)

12/28/2016	135	Omnibus Declaration of Zenobia Smith in support of (RE: related document(s)130 Motion to Dismiss Case, 132 Motion Miscellaneous Relief). Filed by Creditor WELLS FARGO BANK, N.A. (Attachments: # 1 Exhibit 1 (Part 1 of 5) # 2 Exhibit 1 (Part 2 of 5) # 3 Exhibit 1 (Part 3 of 5) # 4 Exhibit Exhibit 1 (Part 4 of 5) # 5 Exhibit 1 (Part 5 of 5)) (Rallis, Dean) (Entered: 12/28/2016)
12/28/2016	136	Omnibus Declaration of Dean G. Rallis Jr in support of (RE: related document(s)130 Motion to Dismiss Case, 132 Motion Miscellaneous Relief). Filed by Creditor WELLS FARGO BANK, N.A. (Rallis, Dean) (Entered: 12/28/2016)
12/28/2016	137	Proposed Document Filed Under Seal (RE: related document(s)130 Motion to Dismiss Case filed by Creditor WELLS FARGO BANK, N.A.). (Attachments: # 1 Exhibit 14# 2 Exhibit 59) Filed by Creditor WELLS FARGO BANK, N.A. (Rallis, Dean) (Entered: 12/28/2016)
12/28/2016	138	Declaration of Alan Kessler in support of (<i>Redacted</i>) (RE: related document(s)130 Motion to Dismiss Case). Filed by Creditor WELLS FARGO BANK, N.A. (Attachments: # 1 Exhibit 19) (Rallis, Dean) (Entered: 12/28/2016)
12/28/2016	139	Declaration of Mark T. Flewelling in support of (RE: related document(s)132 Motion Miscellaneous Relief). Filed by Creditor WELLS FARGO BANK, N.A. (Attachments: # 1 Exhibit 18) (Rallis, Dean) (Entered: 12/28/2016)
12/29/2016	143	Status Conference Statement (RE: related document(s)128 Order To Set Hearing). Filed by Debtor Laura A. Gens (Attachments: # 1 Certificate of Service) (Fuller, Lars). Related document(s) 8 Notice of Status Conference. CORRECTIVE ENTRY: COURT ADDED LINKAGE TO RELATED DOCUMENT. Modified on 12/30/2016 (no). (Entered: 12/29/2016)
01/03/2017	146	Declaration of Timothy Gens in Support of The Combined PLAN . Filed by Debtor Laura A. Gens (Fuller, Lars). Related document(s) 114 Chapter 11 Plan filed by Debtor Laura A. Gens.

01/06/2017		Hearing Held (related document(s): 114 Chapter 11 Plan filed by Laura A. Gens) (Appearances: Lars Fuller for debtor, Minnie Loo for UST, Dean Rallis for WFB) not approved for the reasons indicated. (tb) (Entered: 01/06/2017)
01/11/2017	148	Declaration of <i>Michael C. Bush in support of Combined plan</i> (RE: related document(s)114 Chapter 11 Plan, Disclosure Statement). Filed by Debtor Laura A. Gens (Attachments: # 1 Exhibit 1) (Fuller, Lars) (Entered: 01/11/2017)
01/11/2017	149	Declaration of <i>Laura Gens in support of the Combined Plan</i> (RE: related document(s)114 Chapter 11 Plan, Disclosure Statement). Filed by Debtor Laura A. Gens (Attachments: # 1 Attachment) (Fuller, Lars) (Entered: 01/11/2017)
01/11/2017	153	Brief/Memorandum in Opposition to <i>Wells Fargo Bank's Motion to Dismiss or Convert</i> (RE: related document(s)130 Motion to Dismiss Case). Filed by Debtor Laura A. Gens (Attachments: # 1 Declaration of Debtor) (Fuller, Lars) (Entered: 01/11/2017)
01/11/2017	154	Request To Take Judicial Notice of <i>Authenticity of Documents</i> (RE: related document(s)153 Opposition Brief/Memorandum). Filed by Debtor Laura A. Gens (Attachments: # 1 Document No. 1 # 2 Document No. 2 # 3 Document No. 3 # 4 Document No. 4 # 5 Document No. 5 # 6 Document No. 6 # 7 Document No. 7 # 8 Document No. 8 # 9 Document No. 9) (Fuller, Lars) (Entered: 01/11/2017)
01/18/2017	157	Reply (RE: related document(s)130 Motion to Dismiss Case, 153 Opposition Brief/Memorandum). Filed by Creditor WELLS FARGO BANK, N.A. (Rallis, Dean) (Entered: 01/18/2017)

01/24/2017	159	Declaration of <i>Laura Gens in support of the Combined Plan</i> (RE: related document(s)133 Notice of Hearing). Filed by Debtor Laura A. Gens (Attachments: # 1 Attachment) (Fuller, Lars). Related document(s) 114 Chapter 11 Plan filed by Debtor Laura A. Gens. CORRECTIVE ENTRY: COURT ADDED LINKAGE TO RELATED DOCUMENT. Modified on 1/25/2017 (no). (Entered: 01/24/2017)
01/25/2017		Hearing Held (related document(s): 130 Motion to Dismiss Case filed by WELLS FARGO BANK, N.A.) (Appearances: Minnie Loo for UST, Lars Fuller for debtor, Dean Rallis for WFB and Matthew Pham (listen mode only)) for the reasons indicated the court converts case to chapter 7 Mr. Rallis to upload an order. (tb) (Entered: 01/25/2017)
02/01/2017	163	Order Granting Motion to Convert Case to Chapter 7. Trustee Doris A. Kaelin added to the case Order Meeting of Creditors due by 2/15/2017. Financial Management Certificate due by 3/20/2017. Related document(s) 130 Motion to Dismiss Case <i>or Convert Case to Chapter 7; Memorandum of Points and Authorities in Support Thereof</i> filed by Creditor WELLS FARGO BANK, N.A. (no). (Entered: 02/01/2017)
02/01/2017	164	Notice of Chapter 7 Bankruptcy Case, Meeting of Creditors, and Deadlines (Generated) (no) (Entered: 02/01/2017)
02/10/2017	171	FINAL REPORT AND ACCOUNT PURSUANT TO RULE 1019 OF THE DEFERAL RULES OF BANKRUPTCY PROCEDURE; VERIFICATION. Filed by Debtor Laura A. Gens (Weng, Nancy) (Entered: 02/10/2017)
02/13/2017	172	Notice of Appeal to BAP , Fee Amount \$ 298. (RE: related document(s)163 Order Converting Case to Chapter 7). Appellant Designation due by 02/27/2017. Transmission to BAP due by 02/16/2017. (Attachments: # 1 Exhibit A) Filed by Debtor Laura A. Gens (Naegele, Charles) (Entered: 02/13/2017)
02/13/2017	173	Certificate of Service (RE: related document(s)172 Notice of Appeal). Filed by Debtor Laura A. Gens (Naegele, Charles) (Entered: 02/13/2017)

02/16/2017	177	Notice of Docketing Record on Appeal to BAP. Case Number: NC171045 (RE: related document(s)172 Notice of Appeal). (no) (Entered: 02/16/2017)
02/20/2017	181	Transcript regarding Hearing Held 1617 RE: a) Hearing on Disclosure Statement Aspect of Proposed Combined Chapter 11 Plan of Reorganization and Disclosure Statement Dated November 4, 2016 Filed by Debtor; b) Objection by Wells Fargo Bank, N.A.; c) Objection by United States Trustee; d) Status Conference.
02/20/2017	182	Transcript regarding Hearing Held 12517 RE: a) Motion to Dismiss Case or Convert Case to Chapter 7 Filed by Wells Fargo Bank, N.A.; b) Opposition by Debtor; c) Motion for Allowance of Post Petition Interest, Attorney's Fees and Costs Filed by Wells Fargo Bank, N.A.; d) Opposition by Debtor; e) Status Conference.
02/21/2017	183	Appellee Statement of Election <i>to Proceed in District Court</i> (RE: related document(s)172 Notice of Appeal filed by Debtor Laura A. Gens). Filed by Creditor WELLS FARGO BANK, N.A. (Rallis, Dean) (Entered: 02/21/2017)
02/22/2017	186	Notice of Transfer of Appeal to District Court (RE: related document(s)172 Notice of Appeal to BAP , Fee Amount \$ 298. (RE: related document(s)163 Order Converting Case to Chapter 7). Appellant Designation due by 02/27/2017. Transmission to BAP due by 02/16/2017. (Attachments: # 1 Exhibit A) Filed by Debtor Laura A. Gens). (yw) (Entered: 02/23/2017)
02/27/2017	190	Statement of Issues on Appeal, (RE: related document(s)172 Notice of Appeal filed by Debtor Laura A. Gens). Filed by Debtor Laura A. Gens (Naegele, Charles) (Entered: 02/27/2017)

**C. ALEX NAEGELE,
A PROFESSIONAL LAW CORPORATION**

Date: February 27, 2017

By: /s/ C. Alex Naegele
C. Alex Naegele
Attorney for Debtor/Appellant
LAURA GENS